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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

TAMMY JURGENS, in her personal
capacity as personal representative of the
Estate of **LINDA BROWN**, deceased,

No. 3:22-cv-300-IM

PLAINTIFF,

**REPORT OF RULE 26 PLANNING
MEETING**

vs.

COLUMBIA COUNTY, an Oregon
municipality, **BRIAN PIXLEY**, in his
official capacity, **SOPHIE FRAZIER**, in
her individual and official capacity,
CHRISTOPHER STOBBE, in his
individual and official capacity,
CHRISTOPHER NEIFERT, in his
individual and official capacity, **JUSTEN
JUMP** in his individual and official
capacity, **BROOKE MCDOWALL**, in
his individual and official capacity,
CORRECT CARE SOLUTIONS, LLC
d/b/a/ WELLPATH LLC, **NANCY
RONAN**, in her individual capacity,
MADELINE GRIFFITH, in her
individual capacity, and **KELSIE
HANSON**, in her individual capacity,

DEFENDANTS.

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Pursuant to Fed. R. Civ. P. 26(f) and LR 26-1, defendant Brooke McDowall, by and through his attorney, Kim E. Hoyt of Garrett Hemann Robertson P.C., conferred on the contents of this proposed discovery plan with plaintiff and all named defendants, by and through their attorneys, on June 13, 2022. The parties propose the following discovery plan for the court's consideration:

1. Pre-discovery Disclosures:

The parties have agreed to waive initial disclosures.

2. Timelines:

The parties propose the following discovery timelines:

- a. The date of completion of fact discovery will be January 27, 2023.
- b. Expert disclosures, if any, will be February 17, 2023.
- c. The date of completion of expert discovery will be April 28, 2023.
- d. Expert rebuttal due by June 2, 2023.
- e. Dispositive motions, if any, shall be filed no later than July 28, 2023.
- f. The pleadings shall be deemed settled 30 days after the court's ruling on dispositive motions or, if no dispositive motions are filed, by August 11, 2023.
- g. Trial and all other pretrial deadlines shall be set at the court's convenience after ruling on dispositive motions, or at such time that dispositive motions are not filed.

3. Subjects of Discovery:

Defendants propose that the scope of discovery, as prescribed by Rule 26(b)(1), governs the discoverability of all subjects and issues relating to this matter.

4. E-Discovery and Electronically Stored Information:

Defendants propose all parties provide e-discovery and electronically stored information to each other in electronic PDF with bates labels or similar form.

5. Alternative Dispute Resolution:

At this time the parties do not have sufficient information to evaluate whether settlement will be possible or whether the use of alternative dispute resolution (ADR) may benefit the parties. Defendants propose the parties agree to revisit the possibility of settlement and/or ADR after the exchange of proper discovery.

DATED this 24th day of June, 2022.

GARRETT HEMANN ROBERTSON P.C.

s/ Kim E. Hoyt

Kim E. Hoyt
(OSB No. 914080)
khoyt@ghrlawyers.com
Of Attorneys for Defendant
Brooke McDowall

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing **Report Of Rule 26 Planning Meeting** on the date indicated below,

- ☐ Via First-Class Mail with postage prepaid
- ☐ Via Facsimile Transmission
- ☒ Via Electronic Filing Notice
- ☒ Via Email
- ☐ Via Hand Delivery
- ☐ Via Overnight Delivery

to the following person(s) a true copy thereof, contained in a sealed envelope (if other than by facsimile transmission), addressed to said person(s) at their last known addresses indicated below:

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DATED this 24th day of June, 2022.

GARRETT HEMANN ROBERTSON P.C.

s/ Kim E. Hoyt

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Of Attorneys for Defendant

Brooke McDowall